

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
REQUEST FOR FILING APPLICATION UNDER RULE 53(b)**

Pursuant to 37 CFR 1.53(b), please file a  
 continuation/ divisional  
 of the pending prior PATENT APPLICATION of:

Inventor: ARNAUD et al

Serial No. 08/672,082

Filed: June 26, 1996

**ANHYDROUS COSMETIC OR DERMATOLOGICAL COMPOSITION  
CONTAINING THE COMBINATION OF A SILICONE OIL AND A WAX  
MADE FROM AN ETHYLENE HOMOPOLYMER OR COPOLYMER**

Commissioner of Patents and Trademarks  
Washington, DC 20231

Sir

Atty Dkt.: 2350-60  
C# M#

Date: March 30, 1998  
Group: 1203  
Examiner: HUANG

This request for filing under Rule 53(b) is made by the following named inventor(s) (using the above-identified title):  
 Inventor(s): ARNAUD et al

- Attached is a true copy of the prior application as originally filed including the specification, claims, Oath/Declaration and drawings (if any) and abstract (if any). No amendments (if any) referenced in the Oath or Declaration filed to complete the prior application introduced new matter.
- Priority is hereby claimed under 35 USC 119 based on the following foreign applications:

<u>Application Number</u>	<u>Country</u>	<u>Day/Month/Year/Filed</u>
94 00843	France	26/JANUARY/1994
<input type="checkbox"/> certified copy(ies) of foreign application(s) attached or		
<input checked="" type="checkbox"/> already filed on <u>March 23, 1995</u> in prior appln. no. <u>08/377,382</u>	filed	<u>January 25, 1995</u>
<input checked="" type="checkbox"/> The prior application is assigned to L'OREAL.		
<input checked="" type="checkbox"/> Power of Attorney has been granted in the parent application to B.J. Sadoff et al, Reg. No. 36,663 of Nixon & Vanderhye P.C., 1100 North Glebe Road, 8 <sup>th</sup> Floor, Arlington, Virginia 22201. (See attached copy of Revocation)		
<input checked="" type="checkbox"/> Address all future communications to: Nixon & Vanderhye P.C., 1100 North Glebe Road, 8 <sup>th</sup> Floor, Arlington, Virginia 22201.		
<input checked="" type="checkbox"/> Please amend the specification by inserting before the first line --This is a continuation of application Serial No. 08/672,082, filed June 26, 1996, which is a continuation of Serial No. 08/377,382 (now U.S. Patent No. 5,556,613).		
<input type="checkbox"/> "Small entity" statement of record. <input type="checkbox"/> "Small entity" statement attached.		
<input type="checkbox"/> Petition filed in prior application to extend its life to insure copendency.		
<input checked="" type="checkbox"/> The Examiner's attention is directed to the prior art cited in the parent application by applicant and/or Examiner for the reasons stated therein. Return of an initialed copy of the attached PTO-1449, pursuant to Section 609 of the MPEP) form listing same is requested.		
<input type="checkbox"/> Please enter the attached and/or below preliminary amendment <u>prior</u> to calculation of filing fee:		
<input checked="" type="checkbox"/> The entire disclosure of the prior application above-referenced is considered as being part of the disclosure of this new application and is hereby incorporated by reference therein.		

**FILING FEE IS BASED ON CLAIMS AS FILED LESS ANY HEREWITH CANCELED**

Basic Filing Fee.....	\$ 790.00
Total effective claims 12 - 20 (at least 20) = 0 x \$ 22.00.....	\$ 0.00
Independent claims 1 - 3 (at least 3) = 0 x \$ 82.00.....	\$ 0.00
If any proper multiple dependent claims now added for first time, add \$270.00 (ignore improper).....	\$ 0.00
SUBTOTAL	\$ 790.00
If "small entity," then enter half (1/2) of subtotal and subtract .....	-\$( 0.00)
SECOND SUBTOTAL	\$ 790.00
Assignment Recording Fee (\$40.00).....	\$ 0.00
TOTAL FEE ENCLOSED	\$ 790.00

Any future submission requiring an extension of time is hereby stated to include a petition for such time extension.  
 The Commissioner is hereby authorized to charge any deficiency in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our **Account No. 14-1140**. A duplicate copy of this sheet is attached.

1100 North Glebe Road, 8th Floor  
 Arlington, Virginia 22201-4714  
 Telephone: (703) 816-4000  
 Facsimile: (703) 816-4100  
 BJS:

NIXON & VANDERHYE P.C.  
 By Atty: B.J. Sadoff, Reg. No. 36,663

Signature: 